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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

James Michael Hobart

Art Unit: 3765

Serial No.: 10/724,230

Examiner: Lindsey

Paint and Particle Detector

AMENDMENT

Commissioner for Patents

P.O.Box 1450

Alexandria, Va 22313

Sir:

Responsive to the Examiner's action of Jan., 2005 kindly amend the aforesaid applicaiton as follows:

1. A new oath in compliance with CFR 1.63 (a) and CFR 1.76 is being submitted.
2. An Information Disclosure Statement is also being provided.
4. The rejection of Claim 1-7 under 35 SC 112 because of the recitation in Claim 1, line 2 "rubber like" is traversed. In a Google search, it is stated that there are 612 matching sites, although only 4 such sites have been enclosed. It is clear that such recitation is well known in the art. The Examiner is free to suggest another term if he feels such might be more appropriate, for example, "rubber", See page 3, first line under Detailed Description.

IN THE CLAIMS

Claim 4 (Currently Amended) A painter's mask as in Claim 1 wherein there are two straps on each side of said mask and two straps on said top, all of said straps intersecting a hexagon like strip at said back of said head.

Claim 5 (Currently Amended) A painter's mask as in Claim 1 whereon there are five spaced atomizers arranged in an arc in front of and over said shield.

Claim 6 (Currently Amended) A painter's mask as in Claim 1 wherein said tubular header is a 1/4" copper pipe and said header is attached to said gasket with spring slips clips.